

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Sadelain et al.

Application No.: 09/786,502

Filed: 5/18/2001

Title: Fusion Receptors Specific for Prostate
Specific Membrane Antigen and Uses thereof

Attorney Docket No.: MSK.P-040

Group Art Unit: 1642

Examiner: S. Rawlings

Confirmation No: 1539

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

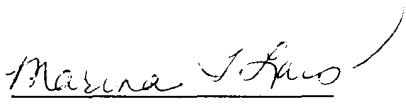
RESPONSE TO NOTICE OF NON-RESPONSIVE AMENDMENT

Dear Sir:

This is in response to the Notice of Non-Responsive Amendment mailed March 9, 2006 for the above-captioned application. The Examiner asserts that the previous amendment was non-responsive, because the amendment did not cancel the material that the Examiner asserts is new matter. The Notice states that such cancellation was **required**.

Applicants respectfully point out that they did respond to the assertion of new matter. Since this is an appealable issue about which Applicant and Examiner apparently differ, and since cancellation of the material would render any appeal moot, plainly cancellation cannot be required in order for the amendment to be responsive. If the Examiner wishes to raise the additional new arguments, and submit the additional materials offered into the record, it should be in a non-final action. It is pointed out, however, that the full length cDNA is a DNA that comprises the bases 336 to 663 and therefore extends beyond this sequence of bases.

Respectfully submitted,


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